

**Thimesch Law Offices**

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Attorneys for Plaintiff  
CRAIG YATES

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES,

Plaintiff,

v.

SIZZLER RESTAURANT # 571; BAY  
AREA HOSPITALITY GROUP; VIJAY K.  
BHATIA; SIZZLER USA REAL  
PROPERTY, INC.; SIZZLER USA  
RESTAURANTS, INC.; WILTSHIRE  
PROPERTIES; WILTSHIRE PROPERTIES,  
LLC; WILTSHIRE FAMILY PROPERTIES,  
LLC; ALBERT M. S WILTSHIRE;  
TIMOTHY A. WILTSHIRE; SHAUN  
WILTSHIRE; MICHAEL WILTSHIRE; and  
DOES 1 through 50, Inclusive.,

Defendants.

CASE NO. C08-05804 MHP  
Civil Rights

**REQUEST FOR DISMISSAL WITH  
RETAINED JURISDICTION TO  
INTERPRET AND ENFORCE THE  
SETTLEMENT AGREEMENT;  
[Proposed] ORDER OF DISMISSAL**

Thanks to the efforts of the ADR Department and Mediator Robin Siefken, Esq., the parties are pleased to report they have reached a complete settlement in all respects, including plaintiff's claims for injunctive relief, statutory damages, and reasonable statutory attorney fees, litigation expenses and costs. The parties have memorialized the settlement through written agreement, and request the dismissal of the action with prejudice, with the Court maintaining continuing jurisdiction to interpret and enforce the settlement agreement. For this purpose, the parties request that the Court set aside its previous Ninety-Day Conditional Order of Dismissal at

(CD 26) in favor of the instant Request for Dismissal with Retained Jurisdiction.

Dated: December 3, 2009

THIMESCH LAW OFFICES  
TIMOTHY S. THIMESCH, ESQ.  
GENE FARBER, ESQ. – Of Counsel

/S/ Signature Authorized  
Attorneys for Plaintiff  
CRAIG YATES

**APPROVED AS TO FORM:**

Dated: December 3, 2009

LAWRENCE A. BASKIN  
KRAUSE AND BASKIN

/s/ Authorized Signed  
Attorneys for Defendants TIMOTHY A.  
WILTSHIRE; WILTSHIRE FAMILY  
PROPERTIES, LLC; and WILTSHIRE  
PROPERTIES

Dated: December 3, 2009

ANDERSON, McPHARLAN & CONNERS LLP  
D. DAMON WILLENS ESQ.

/s/ Authorized Signed  
Attorneys for Defendants SIZZLER USA REAL  
PROPERTY, INC. and SIZZLER USA  
RESTAURANTS, INC.

Dated: December 3, 2009

LAW OFFICES OF COURTNEY M. COATES  
COURTNEY M. COATES, ESQ.

/s/ Authorized Signed  
Attorneys for Defendants  
SIZZLER RESTAURANT # 571; BAY AREA  
HOSPITALITY, INC.; and VIJAY K. BHATIA

**ORDER**

SO ORDERED. \_\_\_\_\_

Dated: 12/8/2009

JUDGE M  
U.S. DIST

